

COLLEGE STUDENT AID COMMISSION[283]

Adopted and Filed

Pursuant to the authority of Iowa Code section 261.3, the Iowa College Student Aid Commission hereby adopts amendments to Chapter 8, “All Iowa Opportunity Scholarship Program,” and Chapter 35, “Iowa Teacher Shortage Loan Forgiveness Program,” Iowa Administrative Code.

The amendment to Chapter 8 corrects an Iowa Administrative Code reference.

The amendments to Chapter 35 provide a definition of “eligible school or agency” and strengthen and update the definition of “teacher.” In addition, for technical purposes, numbered paragraphs “1” to “4” are renumbered as subrules 35.3(1) to 35.3(4) in Item 3.

Notice of Intended Action was published in the Iowa Administrative Bulletin on August 17, 2016, as **ARC 2677C**. To address comments received, the Commission has not adopted original Item 1 from the Notice of Intended Action, which proposed to amend 8.3(1)“a” concerning the strengthening of the definition of “high school.” The Commission will review those comments and, if necessary, submit a new Notice of Intended Action to address further changes to Chapter 8.

The Commission does not intend to grant waivers under the provisions of these rules.

After analysis and review of this rule making, the Commission finds that there is no impact on jobs.

These amendments are intended to implement Iowa Code chapter 261.

These amendments will become effective on March 22, 2017.

The following amendments are adopted.

ITEM 1. Amend subrule 8.4(6) as follows:

8.4(6) *Renewal*. Applicants must complete and file annual applications (FAFSAs) for the all Iowa opportunity scholarship program by the deadline established by the commission. If funds remain available after the application deadline, the commission will continue to accept applications. To be eligible for renewal, a recipient must maintain satisfactory academic progress as defined by the eligible college or university and must not have exceeded the funding limit as described in ~~8.4(6)~~ 8.4(3).

ITEM 2. Amend rule 283—35.2(261) as follows:

283—35.2(261) Definitions. As used in this chapter:

“Eligible school or agency” means a public school district, area education agency, charter school, or accredited nonpublic school recognized and approved by the Iowa department of education.

“Shortage area” means a geographic or subject area in which there exists a teacher shortages shortage as determined annually by the director of the Iowa department of education.

“Teacher” means an individual holding a practitioner’s license or a statement of professional recognition issued by the Iowa board of educational examiners, under Iowa Code chapter 272 and who is employed in a nonadministrative position in a designated shortage area by a school district or area education agency pursuant to a contract issued by a board of directors under Iowa Code section 279.13. “Teacher” also includes a preschool teacher who is licensed by the board of educational examiners under Iowa Code chapter 272 and is employed by an eligible school or agency. Further, a teacher is a licensed member of a school’s instructional staff who diagnoses, prescribes, evaluates, and directs student learning in a manner consistent with professional practice and school objectives, shares responsibility for the development of an instructional program and any coordinating activities, evaluates or assesses student progress before and after instruction, and uses student evaluation or assessment information to promote additional student learning.

ITEM 3. Amend rule 283—35.3(261) as follows:

283—35.3(261) Eligibility requirements.

~~1. **35.3(1)** Applicants must be teaching in approved shortage areas at Iowa kindergarten through twelfth grade schools recognized and approved by the Iowa department of education~~ an eligible school or agency.

~~2. **35.3(2)**~~ Applicants must complete and file annual applications for the Iowa teacher shortage loan forgiveness program by the deadline established by the commission. If funds remain available after the application deadline, the commission will continue to accept applications.

~~3. **35.3(3)**~~ Applicants must annually complete and return to the commission affidavits of practice verifying that they are teaching in eligible teacher shortage areas.

4. **35.3(4)** Applicants must begin their first teaching jobs in Iowa on or after July 1, 2007.

[Filed 1/26/17, effective 3/22/17]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 2/15/17.